

Senate Study Bill 1187 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON PETERSEN)

A BILL FOR

- 1 An Act providing for a dramshop liability study.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. DRAMSHOP LIABILITY STUDY.

2 1. The alcoholic beverages division of the department of
3 commerce, in collaboration with the office of the attorney
4 general, shall conduct a study concerning alternatives to
5 the current dramshop liability system that provides for the
6 awarding of damages to persons injured by an intoxicated person
7 as provided in section 123.92 and requires liquor control
8 licensees and beer permittees to maintain liability insurance.
9 The division, in conducting the study, shall also consult with
10 interested stakeholders, including liquor control licensees and
11 beer permittees.

12 2. In conducting the study, the division shall assess the
13 feasibility of establishing a state system of compensating
14 victims of intoxicated persons, including establishing
15 a state fund to compensate victims, determining possible
16 options for raising sufficient revenues for the fund, and
17 determining whether an existing or new state entity should be
18 responsible for administering the fund, to include the manner
19 of determining claims. The study shall examine the costs and
20 possible efficiencies of establishing a state-based system
21 and provide a comparison of costs to the existing dramshop
22 liability system.

23 3. The division shall submit a report, including its
24 findings and recommendations, to the general assembly by
25 January 15, 2016.

26 EXPLANATION

27 The inclusion of this explanation does not constitute agreement with
28 the explanation's substance by the members of the general assembly.

29 This bill requires the alcoholic beverages division of the
30 department of commerce, in collaboration with the office of the
31 attorney general and the insurance division of the department
32 of commerce, to conduct a study concerning alternatives to
33 the current dramshop liability system. The bill directs the
34 division to assess the feasibility of establishing a state
35 system of compensating victims of intoxicated persons. The

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1 division shall submit a report, including its findings and
2 recommendations, to the general assembly by January 15, 2016.